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Attorneys for Defendant
SEQUOIA INSURANCE COMPANY IN ITS CAPACITY AS
LIABILITY INSURER FOR DEFENDANT THE ESTATE OF
JOSEPH AGGIO, DECEASED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VALENTI AGGIO, DOROTHY L.
AGGIO and LIVIO J. AGGIO,

Plaintiffs,

v.

ESTATE OF JOSEPH AGGIO, deceased,

Defendant.

SEQUOIA INSURANCE COMPANY
("Sequoia") in its capacity as liability
insurer for DEFENDANT THE ESTATE
OF JOSEPH AGGIO, deceased

Third Party Plaintiff,

v.

MARVIN K. SOILAND, MARVIN K.
SOILAND in his capacity as trustee of the
MARVIN K. SOILAND FAMILY TRUST,
STONY POINT ROCK QUARRY, INC.,
and COTATI ROD and GUN CLUB

Third Party Defendants.

No. 3:04-cv-4357 PJH

**DISMISSAL OF THIRD PARTY
COMPLAINT WITHOUT PREJUDICE;
[PROPOSED] ORDER**

Action Filed: October 14, 2004

Trial Date: August 25, 2008

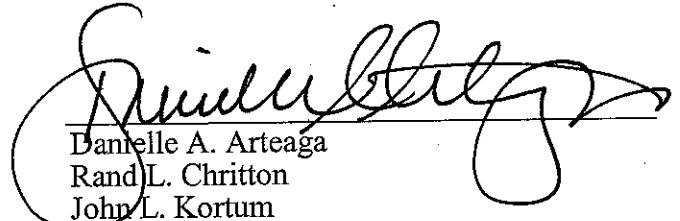
NOTICE IS GIVEN that pursuant to Federal Rules of Civil Procedure, Rule 41,

subdivision (c), Third Party Plaintiff SEQUOIA INSURANCE COMPANY in its capacity as liability insurer for DEFENDANT ESTATE OF JOSEPH AGGIO ("Sequoia") voluntarily dismisses, without prejudice, the entire Third Party Complaint of Sequoia Insurance Company, filed in this action on October 3, 2005.

Dated: August 6, 2008

Respectfully submitted,

ARCHER NORRIS



Danielle A. Arteaga

Rand L. Chritton

John L. Kortum

Attorneys for Third Party Plaintiff
SEQUOIA INSURANCE COMPANY IN ITS
CAPACITY AS LIABILITY INSURER FOR
DEFENDANT THE ESTATE OF JOSEPH AGGIO,
DECEASED

THE COURT ORDERS AS FOLLOWS:

Sequoia's voluntary dismissal of the entire Third Party Complaint, without prejudice, is approved and ordered.

Dated: August 7, 2008

